

## Attachment 2

In the Circuit Court, Second Judicial Circuit,  
in and for Leon County, Florida

**Division: Felony**

**State of Florida**

v.

Hal S. McClamma

Defendant

Case No. R 2000-2790 A

Probation Violator       Retrial  
 Community Control Violator       Resentence

## JUDGMENT

The Defendant, Hal S. McClamma, being personally before this court represented by, Clyde Taylor, the attorney of record, and the state represented by Neill Wade, and having

been tried and found guilty by jury/by court of the following crime(s)  
 entered a plea of guilty to the following crime(s)  
 entered a plea of nolo contendere to the following crime(s)

and no cause being shown why the defendant should not be adjudicated guilty, IT IS ORDERED THAT the defendant is hereby ADJUDICATED GUILTY of the above crime(s).  
and pursuant to section 943.325, Florida Statutes, having been convicted of attempts or offenses relating to sexual battery (ch. 794) or lewd and lascivious conduct (ch. 800) or section 782.04 (murder) or section 784.045 (aggravated battery) or section 810.02 (burglary) or section 812.133 (carjacking) or section 812.135 (home invasion robbery) the defendant shall be required to submit two blood specimens in accordance with section 943.325(8).

and good cause being shown: IT IS ORDERED THAT ADJUDICATION OF GUILT BE WITHHELD.

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OBTS Number \_\_\_\_\_

**SENTENCE**(As to Count 1)

The defendant, being personally before this court, accompanied by the defendant's attorney of record, C. Taylor, and having been adjudicated guilty herein, and the court having given defendant an opportunity to be heard and to offer matters in mitigation of sentence, and to show cause why the defendant should not be sentenced as provided by law, and no cause being shown

(Check one if applicable)

- and the Court having on \_\_\_\_\_ deferred imposition of sentence until this date  
 (date)  
 and the Court having previously entered a judgment in this case on \_\_\_\_\_ now  
 resentences the defendant  
 (date)  
 and the Court having placed the defendant on probation/community control and having subsequently revoked the defendant's probation/community control.

**It Is The Sentence Of The Court that:**

- The defendant pay a fine of \$\_\_\_\_\_, pursuant to section 775.083, Florida Statutes, plus  
 \$\_\_\_\_\_ as the 5% surcharge required by section 438.04, Florida Statutes.  
 The defendant is hereby committed to the custody of the Department of Corrections.  
 The defendant is hereby directed to the custody of the Sheriff of \_\_\_\_\_ County, Florida.  
 The defendant is sentenced as a youthful offender in accordance with section 958.04, Florida Statutes.

**To Be Imprisoned (Check one; unmarked sections are inapplicable):**

- For a term of natural life.  
 For a term of 3 years.  
 Said SENTENCE SUSPENDED for a period of \_\_\_\_\_ subject to  
 conditions set forth in this order.

**If "split" sentence, complete the appropriate paragraph.**

- Followed by a period of 12 years on probation/community control under the supervision of the Department of Corrections according to the terms and conditions set forth in a separate order entered herein.  
 However, after serving a period of \_\_\_\_\_ imprisonment in \_\_\_\_\_, the balance of the sentence shall be suspended and the defendant be placed on probation/community control for a period of \_\_\_\_\_ under supervision of the Department of Corrections according to the terms and conditions of probation/community control set forth in a separate order entered herein.

In the event the defendant is ordered to serve additional split sentences, all incarceration portions shall be satisfied before the defendant begins service of the supervision terms.

Defendant Hal S. McClammaCase Number R 2000-2790 A**SPECIAL PROVISIONS**(As to Count 1)

By appropriate notation, the following provisions apply to the sentence imposed:

**Mandatory/Minimum Provisions:**

Firearm	_____	It is further ordered that the _____ minimum imprisonment provisions of section 775.087, Florida Statutes, is hereby imposed for the sentence specified in this count.
Drug Trafficking	_____	It is further ordered that the _____ mandatory minimum imprisonment provisions of section 893.135(1), Florida Statutes, is hereby imposed for the sentence specified in this count.
Controlled Substance 1,000 Feet of School	_____	It is further ordered that the 3-year minimum imprisonment provisions of section Within 1,000 Feet of School 893.13(1)(c), Florida Statutes, is hereby imposed for the sentence specified in this count.
Habitual Felony Offender	_____	The defendant is adjudicated a habitual felony offender and has been sentenced to an extended term in accordance with the provisions of section 775.084(4)(a), Florida Statutes. The requisite findings by the court are set forth in a separate order or stated on the record in open court.
Habitual Violent Felony Offender	_____	The defendant is adjudicated a habitual violent felony offender and has been sentenced to an extended term in accordance with the provisions of section 775.084(4)(b), Florida Statutes. A minimum term of _____ year(s) must be served prior to release. The requisite findings of the court are set forth in a separate order or stated on the record in open court.
Prison Releasee Reoffender	_____	The defendant is adjudicated a prison releasee reoffender and has been sentenced to serve 100 percent of the court-imposed sentence in accordance with section 775.082(8)(b).
Law Enforcement Protection Act	_____	It is further ordered that the defendant shall serve a minimum of _____ years before release in accordance with section 775.0823, Florida Statutes.
Capital Offense	_____	It is further ordered that the defendant shall be ineligible for Parole in accordance with the provisions of section 775.082(1), Florida Statutes.
Short-Barreled Rifle, Shotgun, Machine Gun	_____	It is further ordered that the 5-year minimum provisions of section 790.221(2), Florida Statutes, are hereby imposed for the sentence specified in this count.
Continuing Criminal Enterprise	_____	It is further ordered that the 25-year minimum sentence provisions of section 893.20, Florida Statutes, are hereby imposed for the sentence specified in this count.

**Other Provisions:**

Retention of Jurisdiction	_____	The court retains jurisdiction over the defendant pursuant to section 947.16(3), Florida Statutes (1983).
Jail Credit	_____	It is further ordered that the defendant shall be allowed a total of _____ days as credit for time incarcerated before imposition of this sentence.

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Prison Credit \_\_\_\_\_

It is further ordered that the defendant be allowed credit for all time previously served on this count in the Department of Corrections.

Consecutive/Concurrent  
As to Other Counts \_\_\_\_\_

It is further ordered that the sentence imposed for count(s) \_\_\_\_\_ shall run (check one) \_\_\_\_\_ consecutive to \_\_\_\_\_ concurrent with the sentence set forth in count \_\_\_\_\_ of this case.

Consecutive/Concurrent ✓ \_\_\_\_\_It is further ordered that the composite term of all sentences imposed for the counts as to Other Convictions specified in this order shall run (check one) ✓ consecutive to \_\_\_\_\_ concurrent with the following: (check one)

any active sentence being served

✓ \_\_\_\_\_specific sentences Federal Sentence.

In the event the above sentence is to the Department of Corrections, the Sheriff of LEON County, Florida, is hereby ordered and directed to deliver the defendant to the Department of Corrections at the facility designated by the department together with a copy of this judgment and sentence and any other documents specified by Florida Statute.

The defendant in open court was advised of the right to appeal from this sentence by filing notice of appeal within 30 days from this date with the clerk of this court and the defendant's right to the assistance of counsel in taking the appeal at the expense of the State on showing of indigency.

In imposing the above sentence, the court further orders Restitution to

mrs. Beckham, reserve jurisdiction to enter amount. No contact with victim.  
Defendant not to act as trustee on behalf of any person.

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## FELONY FINES/COSTS

IT IS THE FURTHER JUDGMENT AND ORDER OF THE COURT THAT DEFENDANT SHALL PAY THE FOLLOWING:

1. \$ \_\_\_\_\_ fine pursuant to Section 775.083, Florida Statutes.
2. \$ \_\_\_\_\_ as the 5% surcharge required by Section 938.04, Florida Statutes.
3. \$50.00 pursuant to Section 938.03, Florida Statutes (Crimes Compensation Trust Fund).
4. \$200.00 pursuant to Section 938.05, Florida Statutes (Local Government Criminal Justice Trust Fund).
5. \$3.00 as a court cost pursuant to Section 938.01(1) Florida Statutes (Criminal Justice Trust Fund).
6. \$3.00 as a court cost pursuant to Section 938.17, Florida Statutes (Juvenile Justice Assessment).
7. \$2.00 as a court cost pursuant to Section 938.15, Florida Statutes (County Criminal Justice Education).
8. \$2.00 as a court cost pursuant to Section 938.15, Florida Statutes (City Criminal Justice Education).
9. \$3.00 as a court cost pursuant to Section 938.19, Florida Statutes (Teen Court).
10. \$20.00 as a court cost pursuant to Section 938.06, Florida Statutes (Crime Stopper Trust Fund).
11. \$201.00 as a court cost pursuant to Section 938.08, Florida Statutes (Domestic Violence Trust Fund).

\$ \_\_\_\_\_ Total Statutorily Mandated Costs And Fines [Which shall be first satisfied from all sums paid and for which let execution issue].

AND DEFENDANT IS ALSO FURTHER ORDERED TO PAY THE FOLLOWING, IF CHECKED:

- \_\_\_\_ A fine in the sum of \$ \_\_\_\_\_ pursuant to Section 775.0835(1), Florida Statutes. (Optional fine for the Crimes Compensation Trust Fund).
- \_\_\_\_ \$20.00 pursuant to Section 939.015, Florida Statutes (Handicapped and Elderly Security Assistance Trust Fund).
- \_\_\_\_ A 10% surcharge in the sum of \$ \_\_\_\_\_ pursuant to Section 775.0836, Florida Statutes (Handicapped and Elderly Security Assistance Trust Fund).
- \_\_\_\_ A sum of \$ \_\_\_\_\_ pursuant to Section 939.01, Florida Statutes (Prosecution/Investigative Costs).
- \_\_\_\_ A sum of \$ \_\_\_\_\_ pursuant to Section 27.56, Florida Statutes (Public Defender Fees).
- \_\_\_\_ A sum of \$ \_\_\_\_\_ pursuant to Section 938.27, Florida Statutes, payable to \_\_\_\_\_ Application Fee (up to \$40.00) \$ \_\_\_\_\_, Section 27.52(c), Florida Statutes (Indigent Criminal Defense Trust Fund).
- Other: \_\_\_\_\_
- Court Costs/Fines waived.
- Court Costs/Fines reduced to civil judgment.

\$ \_\_\_\_\_ TOTAL DISCRETIONARY COSTS, FEES AND FINES

( ) If checked, discretionary items are reduced to judgment for which execution issue.

IT IS FURTHER ORDERED that, [if defendant has not been sentenced to incarceration in the Department of Corrections]:

A. Defendant shall pay directly to the clerk of this court the total amount of the statutorily mandated costs and fines specified above within thirty (30) days from the date hereof; or, instead,

B. Defendant may pay such total amount in 12 equal monthly installments of \$ \_\_\_\_\_, beginning thirty (30) days after release from custody, if you serve straight jail time. If defendant does not receive any straight jail time, payments begin thirty (30) days from the date hereof, and shall be paid by the 10<sup>th</sup> of each month until payment in full.

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IT IS FURTHER ORDERED AND NOTICE IS HEREBY GIVEN THAT further required court appearances and hearings are set forth in the Notice of Statutorily Mandated Costs and Fine Provisions handed to you in court which dates are incorporated herein and made a part of this judgment and order.

AT SUCH FURTHER COURT APPEARANCES AND HEARINGS, the defendant shall appear in person to review defendant's payment record of statutorily mandated costs and fines imposed and to show legal cause, (in the event the defendant has not paid or is not completely and fully current) with his/her payments, why defendant should not be adjudged guilty of civil contempt for failing to obey this judgment and order requiring full and regular payment and there and then be committed to jail with purge or fined in accordance with law.

NO FURTHER NOTICE OF THESE HEARINGS WILL BE MAILED, SERVED OR GIVEN TO YOU.

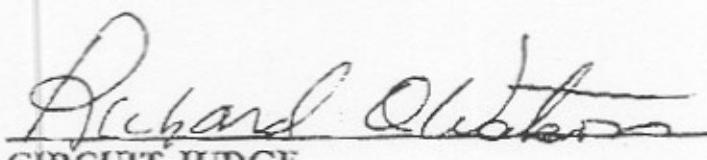
IF YOU HAVE PAID IN FULL OR ARE CURRENT IN YOUR PAYMENTS BY TWELVE O'CLOCK NOON ON THE DAY BEFORE EACH HEARING YOU DO NOT HAVE TO APPEAR - IF YOU ARE NOT CURRENT OR PAID IN FULL, YOU MUST APPEAR IN COURT EACH OF THE SCHEDULED DATES AND IF YOU FAIL TO APPEAR ON SUCH DATE(S), A CAPIAS WILL IMMEDIATELY ISSUE FOR YOUR DELIVERY TO JAIL FROM WHICH YOU SHALL BE BROUGHT BY THE SHERIFF TO DULY APPEAR IN COURT AS MAY BE ORDERED.

THESE FURTHER COURT HEARINGS AND YOUR APPEARANCE ARE REQUIRED WHETHER OR NOT YOU HAVE BEEN PLACED ON PROBATION AND ARE REQUIRED AFTER YOUR PROBATION HAS EXPIRED UNTIL PAYMENT IS MADE IN FULL.

YOU MUST ALSO IMMEDIATELY NOTIFY THE CLERK OF THIS COURT IN -- WRITING-- OF ANY CHANGE IN YOUR ADDRESS AND YOU WILL BE FURTHER SUBJECT TO CONTEMPT, SENTENCE AND/OR FINE IF YOU FAIL TO DO SO.

ALL FINE/COSTS PAYMENTS MUST BE IN MONEY ORDER PAYABLE TO: CLERK OF COURT, LEON COUNTY COURTHOUSE.

DONE AND ORDERED in open court this 20 day of September,  
2001  
2002

  
 CIRCUIT JUDGE